

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

YOKOYA et al.

S/N: NOT YET ASSIGNED

Filed: February 5, 2004

For: **GENE PANEL PARTICIPATIVE IN HEPATIC STELLATE CELL ACTIVATION**(This is a Continuation of International Patent Application  
PCT/JP02/08079 with an international filing date of 07 August 2002)00727 U.S. PTO  
10/771337

020504

TRANSMITTAL LETTERCommissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Commissioner:

Submitted herewith for filing in the U.S. Patent and Trademark Office are the following:

1. Filing Form For Continuation of an International Patent Application;
2. 43 Page Continuation Application consisting of:
  - 40 pages Textual specification
  - 2 pages 9 claims
  - 1 sheet drawing;
3. International Publication No: WO 03/014345 A1 cover sheet with  
PCT/ISA/210 International Search Report
4. Executed Inventor's Declaration
5. Executed Assignment with recordation form cover sheet
6. **Preliminary Amendment with Attachment A and Attachment B to be examined**
7. PCT/RO/101 Request
8. PCT/IB/304 Notification Concerning Submission or Transmittal of  
Priority Document
9. PCT/IB/308 Notice informing the Applicant of the Communication of  
the International Application to the Designated offices
10. PCT/IB/332 Information Concerning Elected Offices Notified of  
their Election
11. Check No. 20346 \$ 770.00 for Government Filing Fee as a large  
entity
12. Check No. 20342 40.00 for assignment recordation fee
13. Postcard for early notification of serial number

Respectfully submitted,

NATH &amp; ASSOCIATES PLLC

By: Todd Juneau

Todd L. Juneau

Registration No. 40,669

Customer No. 20529

Date: February 5, 2004  
NATH & ASSOCIATES PLLC  
1030 15<sup>th</sup> Street, N.W., Sixth Floor  
Washington, D.C. 20005  
(202) 775-8383  
TLJ/ph

**MAIL STOP PATENT APPLICATION**

Attorney Docket No.: 25908

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

YOKOYA et al.

Serial No. Not yet assigned

Filed: February 5, 2004

For: **GENE PANEL PARTICIPATIVE IN HEPATIC STELLATE CELL ACTIVATION**  
(This is a Continuation of International Patent Application  
PCT/JP02/08079 with an international filing date of 07  
AUGUST 2002)

**FILING FORM**

**FOR CONTINUATION OF INTERNATIONAL PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

1. This is a Request for filing a
- X   Continuation Application under:
    - X       37 CFR 1.53(b)(1)
  - Divisional Application under:
    - 37 CFR 1.53(b)(1)
  - Continuation-In-Part (CIP) application
    - 37 CFR 1.53(b)(2)

of **prior** ("parent") international application:

International Serial No. PCT/JP02/08079

International Filing Date: 07 AUGUST 2002

Entitled: **GENE PANEL PARTICIPATIVE IN HEPATIC STELLATE CELL  
ACTIVATION**

2.   X   \*Enclosed for application under 37 CFR 1.53(b) are:
- 43       pages of text (specification, claims, abstract,)
  - 9       claims
  - 1       sheet of drawings



13281 U.S. PTO

Docket No. 25908

3. The **present** application names the following inventor(s):

1) Fumihiko YOKOYA 2) Yoshiyuki TAKAHARA 3) Tomohisa OKUTSU

\_\_\_ Newly executed oath or declaration (original or copy)  
will be submitted at a later date pursuant to 37 CFR 1.41,  
1.53

\_\_\_ Copy from a prior application (37 CFR 1.52 (b))

\_\_\_ (37 CFR 1.53--"CIP") The above-identified application (in which  
no payment of the Issue Fee, abandonment of or termination of  
proceedings has occurred) is hereby expressly abandoned as of the  
filing date of this new application.

The **Total Filing Fee** is calculated as follows:

\_\_\_ Enter the Amendment filed in the prior patent application on  
\_\_\_\_\_ prior to calculating the filing fee.

X Enter the enclosed Preliminary Amendment prior to  
calculating the filing fee.

| (Col 1)                             |                              |          | (Col 2)                      | SMALL ENTITY |     | OR | NON-SMALL ENTITY |        |
|-------------------------------------|------------------------------|----------|------------------------------|--------------|-----|----|------------------|--------|
| TOTAL                               | NUMBER OF<br>CLAIMS<br>FILED |          | NUMBER<br>OF EXTRA<br>CLAIMS | RATE         | FEE |    | RATE             | FEE    |
| TOTAL                               | 15                           | minus 20 | 0                            | x9=          | 0   |    | x18=             | 770.00 |
| INDEP                               | 2                            | minus 3  | 0                            | x43=         | 0   |    | x86=             | 00.00  |
| BASE FILING FEE:                    |                              |          |                              | +385=        | 0   |    | +770=            | 770.00 |
| <u>xx</u> Multiple Dependent Claims |                              |          |                              | +145=        | 0   |    | +290=            | 0      |
|                                     |                              |          |                              | TOTAL        | 0   | OR | TOTAL            | 770.00 |

\_\_\_ Applicant(s) is/are a "small entity". A Verified Statement  
Claiming Small Entity Status:  
\_\_\_ was filed in the parent application, and small entity status  
\_\_\_ is still proper and desired ;  
\_\_\_ is asserted as allowed under 37 CFR ' 1.27.

x A check including the above-indicated filing fee is enclosed.

- ☐ A Petition for Extension of Time (to keep the parent case pending) is enclosed, with a check including the \$      extension fee.
- ☒ Assignment document(s) is/are submitted herewith, with a check including the recordation fee of \$40.00 per Assignment.
- ☐ No check is enclosed. A Declaration and Power of Attorney will be submitted at a later date pursuant to 37 CFR 1.41, 1.53, and/or a check for the "Total Filing Fee" calculated above and a surcharge under 37 CFR ' 1.16(e).
- ☐ The prior application is assigned of record to                                 , the Assignment being recorded on                         , on Reel                 , Frame(s)                 .
- ☒ An executed Declaration is enclosed.
- ☒ Amend the specification by inserting before the first line the sentence:
- This is a Continuation of International Patent Application PCT/JP02/08079 with an international filing date of 07 August 2002 which claims priority to JAPANESE Patent Application No. 2001-240974 filed 08 August 2001, the entire contents of which are hereby incorporated by reference in their entirety.--
- ☐ Benefit is claimed under 35 U.S.C. 119(e) from          Patent Application(s) No.                  filed                 .
- ☒ Foreign priority under 35 U.S.C. 119 of Japanese application(s) No. 2001-240974, filed 08 August 2001, is hereby claimed. The certified priority paper(s):
- ☒ was/were filed in the parent case;
- ☐ is/are enclosed herewith;
- ☐ will be submitted at a later date.
- ☒ The power of attorney in this application is to Todd L. Juneau, Reg. No. 40,669.
- ☒ The power appears in the Inventor's Declaration attached with application.
- ☐ The power will be submitted at a later date.

X Address all future communications to:


Todd L. Juneau  
**NATH & ASSOCIATES PLLC**  
1030 15<sup>th</sup> Street, N.W.- 6<sup>th</sup> Floor  
Washington, D.C. 20005

— If extensions of time under 37 CFR 1.136 other than those provided herewith are required to prevent abandonment of the parent application, then such extensions of time are hereby petitioned to allow copendency of the parent and the present continuing application. The Commissioner is hereby authorized to charge fee deficiency under 37 CFR 1.17, or credit any overpayment, to Deposit Account No. 14-0112.

X Submitted herewith is a check in the amount of \$ 770.<sup>00</sup>.

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**

Date: February 5, 2004

  
\_\_\_\_\_  
Todd L. Juneau  
Reg. No. 40,669  
Customer No. 20529

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